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Jeannie M. Ha

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Jeannie M. Ha

(Signature of Person Mailing Paper or Fee)

PATENT
Attorney Docket No. SUN-P3748-MEG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Charles Merriam

Application No.: 09/501,332

Filed: February 9, 2000

Title: METHOD AND SYSTEM FOR MANAGING
INFORMATION RETENTION

Group Art Unit: *not yet assigned*

Examiner: *not yet assigned*

COMMUNICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed herewith for filing in the above-captioned patent application is an executed Power of Attorney by Assignee to Exclusion of Inventor under 37 C.F.R. §3.71 with Revocation of Prior Powers.

Also enclosed is a copy of the Assignment as sent for recordation on February 9, 2000.

Respectfully submitted,

By:

A. Richard Park

A. Richard Park

Reg. No. 41,241

Park, Vaughan & Fleming LLP
508 Second Street, Suite 201
Davis, CA 95616
(530) 759-1661
Date: August 28, 2001



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POWER OF ATTORNEY BY ASSIGNEE TO EXCLUSION OF INVENTOR UNDER
37 C.F.R. § 3.71 WITH REVOCATION OF PRIOR POWERS

Inventor(s): Charles Merriam
Title: Method and System for Managing Information Retention
Filing Date: February 9, 2000
Serial No.: 09/501,332
Group Art Unit: not yet assigned
Examiner: not yet assigned
Attorney Docket No: SUN-P3748-MEG

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The undersigned ASSIGNEE of the entire interest in the above-identified application for letters patent hereby appoints Kenneth Olsen, Registration No. 26,493, Timothy J. Crean, Registration No. 37,116, Joseph T. Fitzgerald, Registration No. 33,881, Alexander E. Silverman, Registration No. 37,940, Anirama R. Gupta, Registration No. 38,275, Sean P. Lewis, Registration No. 42,798, Michael J. Schallopp, Registration No. 44,319, Bernice B. Chen, Registration No. 42,403, Noreen A. Krall, Registration No. 39,734, Richard J. Lutton, Registration No. 39,756, Monica D. Ward, Registration No. 40,696, Marc D. Foodman, Registration No. 34,110, Naren Chaganti, Registration No. 44,602, Elaine Lee, Registration No. 41,936, Hugh H. Matsubayashi, Registration No. 43,779, Paul Sorkin, Registration No. 39,039, Marilyn E. Glaubenskle, Registration No. 35,521, Ramin Aghevi, Registration No. 43,462, Andrew C. Chen, Registration No. 43,544, Jeffrey L. Myers, Registration No. 44,252, and Pavel Pogodin, Registration No. 48,205 all of SUN MICROSYSTEMS, INC., and A. Richard Park, Registration No. 41,241, Daniel E. Vaughan, Registration No. 42,199, Hoyt A. Fleming, Registration No. 41,752, and Edward J. Grundler, Registration No. 47,615 all of PARK, VAUGHAN & FLEMING LLP, to prosecute this application and transact all business in the United States and Patent & Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

X a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or
_____ the Assignment recorded on _____ at reel _____, frames _____ - _____.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

Please direct all telephone calls and correspondence to: A. Richard Park, Park, Vaughan & Fleming LLP, 508 Second Street, Suite 201, Davis, CA 95616, tel: 530-759-1661.

ASSIGNEE: Sun Microsystems, Inc.

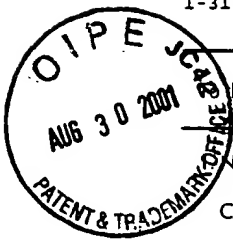
Signature: _____ August 2, 2001
(Signature) (Date)

Name: Kenneth Olsen

Title: Vice President, Intellectual Property

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Patent and Trademark Office



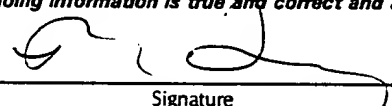
The Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): Charles Merriam Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies): Name: Sun Microsystems, Inc. Address: 901 San Antonio Road MS PALO1-521 Palo Alto, California 94303	
3. Nature of Conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other		RECEIVED SEP 04 2001 Technology Center 2100	
Execution Date: <u>2/8/2000</u>			
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: <u>2/8/2000</u> A. Patent Application No.(s) B. Patent No.(s)			
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
5. Name and address of party to whom correspondence concerning document should be mailed: Sabath & Truong 111 North Market Street, Suite 815 San Jose, CA 95113		6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 CFR 3.41):.....\$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account	
		8. Deposit account number: <u>50-0448</u>	

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

<u>Bobby K. Truong</u> Name of Person Signing	 Signature	<u>February 9, 2000</u> Date
Total number of pages including cover sheet: <u>4</u>		

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ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS, That Whereas I, Charles Merriam have invented certain new and useful improvements in METHOD AND SYSTEM FOR MANAGING INFORMATION RETENTION, for which an application for Letters Patent of the United States of America has been executed; and

WHEREAS SUN MICROSYSTEMS, INC., a corporation duly organized and existing under the laws of California, and having an address at 901 San Antonio Road, MS PALO1-521, Palo Alto, California 94303, is desirous of acquiring an interest therein and in the Letters Patent to be obtained therefor from the United States;

NOW THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations to me by SUN MICROSYSTEMS, INC., the receipt whereof is hereby acknowledged, I do hereby sell, assign, transfer and set over unto SUN MICROSYSTEMS, INC., its successors and assigns, the entire right, title and interest in, to and under the said application for United States Letters Patent, including all priority rights arising therefrom, all inventions therein disclosed, and any and all Letters Patent of the United States and of all other countries which may be granted for the said inventions, or any of them.

TO HAVE, HOLD and ENJOY the said inventions, the said Application, and the said Letters Patent to said SUN MICROSYSTEMS, INC., its successors and assigns, to its and their own use and behoof to the full end of the term or terms for which the said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by us had this assignment and sale not been made.

And I do hereby authorize and request the Commissioner of Patents of the United States to issue any United States Letters Patent which may be granted on the said application, or any divisional, reissue or continuation applications, or for the said inventions, or any of them, to said SUN MICROSYSTEMS, INC., its successors and assigns, as assignees of the entire right, title and interest therein and thereto.

And I do hereby, for myself and for my legal representatives, covenant and agree with **SUN MICROSYSTEMS, INC.**, its successors and assigns, that I have granted to others no license to make, use or sell any of the said inventions, that my right, title and interest in the said inventions has not been encumbered, that I have good right and title to sell and assign the same, and that I will not execute any instrument in conflict herewith.

And I do hereby, for myself and for my legal representatives, further covenant and agree with **SUN MICROSYSTEMS, INC.**, its successors and assigns, that upon request I will, and they shall, execute divisional, reissue or continuation applications, amended specifications, or rightful oaths; communicate to **SUN MICROSYSTEMS, INC.**, its successors and assigns, any facts known to us relating to the said inventions or the history thereof; execute preliminary statements and testify in any interference proceedings; execute and deliver any application papers, assignments, or other instruments, and do all other acts which, in the opinion of counsel for **SUN MICROSYSTEMS, INC.**, may be necessary or convenient to secure the grant of Letters Patent to **SUN MICROSYSTEMS, INC.**, its successors and assigns, or its nominees, in the United States and in all other countries where **SUN MICROSYSTEMS, INC.**, may desire to have the said inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for **SUN MICROSYSTEMS, INC.**, and to vest and confirm in **SUN MICROSYSTEMS, INC.**, its successors and assigns, or its nominees, the full and complete legal and equitable title to all such Letters Patent, without further consideration than now paid but at the expense of **SUN MICROSYSTEMS, INC.**, its successors or assigns.

The undersigned hereby grants the firm of Sabath & Truong of 111 North Market Street, Suite 815, San Jose, California 95113 the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date
indicated below:

Date: 2/8/2002


Charles Merriam

SABATH & TRUONG
111 North Market Street, Suite 815
San Jose, California 95113